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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/814,436

03/22/2001

Andrew W. Blackett

6270/60

4572

46260

7590

02/09/2005

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EXAMINER

ASSOUAD, PATRICK J

ART UNIT

PAPER NUMBER

2857

DATE MAILED: 02/09/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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Paper No. 26

Applicant : Blackett et al.

Appl No.: 09/814,436

Filed: March 22, 2001

**DECISION DISMISSING
PETITION UNDER
37 CFR 1.324**

This decision is in response to the petition filed November 7, 2002 in the above-identified application. Petitioner requests that inventorship be corrected in accordance with 37 C.F.R. 1.48(a)(2). Because the subject application issued as U.S. Patent No. 6,751,562 without a decision on the instant petition, it is being treated as a petition under 37 CFR 1.324.

Specifically, the petition requests that Bradford J. Forth be added as a co-inventor.

The petition is DISMISSED.

A grantable petition under 37 C.F.R. 1.324 to add a co-inventor requires the following submissions: (1) a statement from each person who is being added as an inventor that the inventorship error occurred without any deceptive intention on their part; (2) a statement from all current inventors, either agreeing to the change of inventorship, or stating that they have no disagreement with regard to the requested change; (3) a statement from the assignee(s) of the patent agreeing to the change of inventorship in the patent, accompanied by a proper statement under 37 CFR 3.73(b) establishing ownership, unless a proper 37 CFR 3.73(b) statement is already in the file; and (4) the fee set forth in 37 CFR 1.20(b).

The petition filed November 7, 2002 does not contain item (2), a statement from the current inventors either agreeing to the requested change, or stating no disagreement with the change.

In the absence of such a statement, the petition must be dismissed.



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